

AMENDMENTS TO THE CLAIMS:

This listing of claims will replace all prior versions, and listings of claims in the application:

LISTING OF CLAIMS:

1-10. (cancelled)

11. (currently amended) A navigation apparatus comprising:

a guiding unit configured to guide a route to a destination;

a deviation judging unit configured to judge whether a moving object has deviated from a guided route to the destination;

a re-searching unit configured to re-search a route to the destination when the deviation judging unit judges that the moving object has deviated from the guided route and in response to the route being re-searched, the guiding unit is configured to guide the re-searched route;

a distance calculating unit configured to calculate a first distance and a second distance, the first distance being a distance from a deviated point to a first planned route point, the second distance being a linear distance from the deviated point to a second planned route point, when the deviation judging unit judges that the moving object has deviated from the guided

route before passing the first planned route point, where the first planned route point and the second planned route point are set by a user; and

a route judging unit configured to judge that the first planned route point is not to be passed when a first distance history ~~in the form of a plurality of the first distances calculated before the moving object reaches the first planned route point~~ shows that the first distance is an increasing trend and a second distance history ~~in the form of a plurality of the second distances calculated before the moving object reaches the first planned route point~~ shows that the second distance is a decreasing trend at the same time, the first distance history being formed of a plurality of the first distances calculated before the moving object reaches the first planned route point, the second distance history being formed of a plurality of the second distances calculated before the moving object reaches the first planned route point,

wherein the re-searching unit is configured to re-search a route passing the second planned route point without passing the first planned route point when the route judging unit judges that the first planned route point is not to be passed, and

~~the route judging unit judges whether the first planned route point is passed when the moving object deviates from the guided route more than predetermine times.~~

12-14. (canceled)

15. (previously presented) The navigation apparatus according to claim 11, further comprising a presenting unit configured to present, when the route judging unit judges that the first planned route point is not to be passed, that the first planned route point is not to be passed.

16. (previously presented) The navigation apparatus according to claim 11, further comprising:

a presenting unit configured to present a content to confirm whether to pass the first planned route point when the route judging unit judges that the first planned route point is not to be passed; and

an acquiring unit configured to acquire information indicative of an instruction in response to the confirmation, wherein

the re-searching unit configured to re-search a route based on the instruction.

17. (previously presented) The navigation apparatus according to claim 11, wherein the route judging unit is configured to judge that the first planned route point is to be passed when the first distance is larger than a threshold.

18. (currently amended) A route searching method comprising:

guiding via a navigation apparatus a route to a destination;

judging whether a moving object has deviated from the guided route;

re-searching a route to the destination when it is judged that the moving object has deviated from the guided route;

calculating a first distance and a second distance, the first distance being a distance from a deviated point to a first planned route point, the second distance being a linear distance from the deviated point to a second planned route point, when the deviation judging step judges that the moving object has deviated from the guided route before passing the first planned route point, where the first planned route point and the second planned route point are set by a user; and

judging that the first planned route point is not to be passed when a first distance history ~~in the form of a plurality of the first distances calculated before the moving object reaches the first planned route point~~ shows that the first distance is an increasing trend and a second distance history ~~in the form of a plurality of the second distances calculated before the moving object reaches the first planned route point~~ shows that the second distance is a decreasing trend at the same time, the first distance history being formed of a plurality of the

first distances calculated before the moving object reaches the first planned route point, the second distance history being formed of a plurality of the second distances calculated before the moving object reaches the first planned route point,

wherein the re-searching step re-searches the second planned route point without passing the first planned route point when it is judged that the first planned route point is not to be passed,

~~the judging that the first planned route point is not to be passed judges whether the first planned route point is passed when the moving object deviates from the guided route more than predetermine times.~~

19-21. (cancelled)

22. (previously presented) The route searching method according to claim 18, further comprising presenting, when the deviation judging step judges that the first planned route point is not to be passed, that the first planned route point is not to be passed.

23. (previously presented) The route searching unit according to claim 18, further comprising:

presenting a content to confirm whether to pass the planned route point the deviation judging step judges that the first planned route point is not to be passed; and

acquiring information indicative of an instruction in response to the confirmation, wherein

the re-searching step includes re-searching a route based on the instruction.

24. (previously presented) The route searching method according to claim 18, wherein the deviation judging step includes judging that the first planned route point is to be passed when the distance is larger than a threshold.

25. (currently amended) A computer-readable recording medium that stores therein a route searching program making a computer execute a method comprising:

guiding a route to a destination;

judging whether a moving object has deviated from the guided route;

re-searching a route to the destination when it is judged that the moving object has deviated from the guided route;

calculating a first distance and a second distance, the first distance being a distance from a deviated point to a planned route point, the second distance being a linear distance from the deviated point to a second planned route point, when the

deviation judging step judges that the moving object has deviated from the guided route before passing the first planned route point at the judging, where the first planned route point and the second planned route point are set by a user; and

judging that the first planned route point is not to be passed when a first distance history ~~in the form of a plurality of the first distances calculated before the moving object reaches the first planned route point~~ shows that the first distance is an increasing trend and a second distance history ~~in the form of a plurality of the second distances calculated before the moving object reaches the first planned route point~~ shows that the second distance is a decreasing trend at the same time, the first distance history being formed of a plurality of the first distances calculated before the moving object reaches the first planned route point, the second distance history being formed of a plurality of the second distances calculated before the moving object reaches the first planned route point,

wherein the re-searching step re-searches the second planned route point without passing the first planned route point when it is judged that the first planned route point is not to be passed,

~~the judging that the first planned route point is not to be passed judges whether the first planned route point is passed when the moving object deviates from the guided route more than predetermine times.~~